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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

CHASOM BROWN, WILLIAM BYATT,
JEREMY DAVIS, CHRISTOPHER
CASTILLO, and MONIQUE TRUJILLO
individually and on behalf of all similarly
situated,

Plaintiffs,

vs.

GOOGLE LLC,

Defendant.

Case No.: 4:20-cv-03664-YGR-SVK

**DECLARATION OF ALEXANDER P.
FRAWLEY IN OPPOSITION TO
GOOGLE'S MOTION TO EXCLUDE
OPINIONS OF PLAINTIFFS' EXPERT
BRUCE SCHNEIER (DKT. 664)**

Judge: Hon. Yvonne Gonzalez Rogers

Date: September 20, 2022

Time: 2:00 p.m.

Location: Courtroom 1 – 4th Floor

DECLARATION OF ALEXANDER P. FRAWLEY

1
2 1. I am an associate with the law firm of Susman Godfrey LLP, counsel for Plaintiffs
3 in this matter. I am an attorney at law duly licensed to practice before all courts of the State of New
4 York and admitted *pro hac vice* for this case (Dkt. 97). I have personal knowledge of the matters
5 set forth herein and am competent to testify.

6 2. I submit this Declaration with Plaintiffs' opposition to Google's motion to exclude
7 the opinions of Plaintiffs' expert Bruce Schneier (Dkt. 664).

8 3. Attached hereto as **Exhibit 1** is a true and correct copy of excerpts from a document
9 that Google produced in discovery, labeled GOOG-CABR-00128941.

10 4. Attached hereto as **Exhibit 2** is a true and correct copy of excerpts from the
11 transcript of the July 18, 2022 deposition of Bruce Schneier in this case.

12 5. Attached hereto as **Exhibit 3** is a true and correct copy of excerpts from a document
13 that Google produced in discovery, labeled GOOG-CABR-00111416.

14 6. Attached hereto as **Exhibit 4** is a true and correct copy of excerpts from a document
15 that Google produced in discovery, labeled GOOG-BRWN-00051239.

16 7. Attached hereto as **Exhibit 5** is a true and correct copy of an article titled, "Google's
17 Eric Schmidt Calls Julian Assange 'Paranoid' and Says Tim Cook is Wrong," written by Nicole
18 Sawyer and published on September 23, 2014. This article was last accessed on August 19, 2022
19 and is available at this link: [https://abcnews.go.com/Business/googles-eric-schmidt-calls-julian-](https://abcnews.go.com/Business/googles-eric-schmidt-calls-julian-assange-paranoid-tim/story?id=25679642)
20 [assange-paranoid-tim/story?id=25679642](https://abcnews.go.com/Business/googles-eric-schmidt-calls-julian-assange-paranoid-tim/story?id=25679642).

21 8. Attached hereto as **Exhibit 6** is a true and correct copy of a document that Google
22 produced in discovery, labeled GOOG-CABR-04780837.

23 9. Attached hereto as **Exhibit 7** is a true and correct copy of a document that Google
24 produced in discovery, labeled GOOG-BRWN-00060463.

25 10. Attached hereto as **Exhibit 8** is a true and correct copy of a document that Google
26 produced in discovery, labeled GOOG-CABR-00358713.
27
28

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

/s/ Alexander Frawley